

House No. 4474

Message from His Excellency the Governor recommending legislation relative to An Act Validating The Actions Taken At The May 18, 2009, Special Town Meeting Held By The Town of Lynnfield.

The Commonwealth of Massachusetts



EXECUTIVE DEPARTMENT
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DEVAL L. PATRICK
GOVERNOR

TIMOTHY P. MURRAY
LIEUTENANT GOVERNOR

2/4/2010

To the Honorable Senate and House of Representatives:

Pursuant to the provisions of Article II, Section 8, Paragraph 1, Clause (2) of the Amendments to the Constitution, as amended by Article LXXXIX, I am filing for your consideration the attached legislation entitled, "An Act Validating The Actions Taken At The May 18, 2009, Special Town Meeting Held By The Town of Lynnfield."

Senator Tisei, Representatives Jones and Falzone and the Lynnfield Board of Selectmen have requested me to file this legislation to validate the vote of the special town meeting held on May 18, 2009. At that meeting a charter amendment proposal passed. However, it has become apparent that the warrant for the special town meeting was posted one day too late to comply with state law. Absent this legislation, the charter amendment proposed at the May 18, 2009, special town meeting will not be presented to the electorate of Lynnfield at the next annual town election as intended; rather, the town would have to obtain town meeting approval once again. Accordingly, I am filing this bill to avoid further delay and the potential burdens the town would face in replicating the approval process.

I urge your early and favorable consideration of this bill.

Sincerely,

DEVAL L. PATRICK,
Governor.

The Commonwealth of Massachusetts

In the Year Two Thousand and Nine

An Act Validating The Actions Taken At The May 18, 2009, Special Town Meeting Held By The Town of Lynnfield.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Notwithstanding section 10 of chapter 39 of the General Laws or any other general or
2 special law or by-law to the contrary, any amendments to the charter of the town of Lynnfield proposed at
3 the special town meeting that commenced on May 18, 2009, may be submitted to the voters of the said
4 town at the next annual town election, provided that the attorney general shall first have reported that the
5 substance of said amendment does not conflict with the constitution or laws of the commonwealth.

6 SECTION 2. This act shall take effect upon its passage.